

109TH CONGRESS
1ST SESSION

H. R. 4184

To amend title 38, United States Code, to provide that veterans of service in the 1991 Persian Gulf War and subsequent conflicts shall be considered to be radiation-exposed veterans for purposes of the service-connection of certain diseases and disabilities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 1, 2005

Mr. FILNER introduced the following bill; which was referred to the
Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to provide that veterans of service in the 1991 Persian Gulf War and subsequent conflicts shall be considered to be radiation-exposed veterans for purposes of the service-connection of certain diseases and disabilities, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “You Were There, You
5 Get Care Act of 2005”.

1 **SEC. 2. RADIATION EXPOSURE PRESUMPTIONS FOR VET-**
2 **ERANS WHO SERVED IN THE 1991 PERSIAN**
3 **GULF WAR AND SUBSEQUENT CONFLICTS.**

4 (a) PRESUMPTIONS.—Section 1112(c) of title 38,
5 United States Code, is amended—

6 (1) by adding at the end of paragraph (2) the
7 following new paragraph:

8 “(V) Any other disease that is covered under
9 section 3.309 or 3.311 of title 38 of the Code of
10 Federal Regulations and any other disease found by
11 the Secretary to result from exposure to depleted
12 uranium or the by-products of the burn-off that oc-
13 curs when a depleted uranium munition penetrates
14 a target.”; and

15 (2) by adding at the end of paragraph (3)(B)
16 the following new clause:

17 “(v) Service during the Persian Gulf War
18 or any subsequent conflict in which depleted
19 uranium munitions are used, if that service is
20 in the theater of operations of that war or con-
21 flict or involved the clean-up or servicing of ve-
22 hicles or equipment that had been in such a
23 theater of operations.”.

24 (b) INDEPENDENT CIVILIAN MEDICAL STUDY.—The
25 Secretary of Veterans Affairs shall provide for the conduct
26 by civilian medical entities independent of the Department

1 of Defense and the Department of Veterans Affairs of in-
2 depth medical study to determine other diseases (in addi-
3 tion to those covered by section 1112(c) of title 38, United
4 States Code, as amended by subsection (a)(1)) that may
5 result from exposure to depleted uranium. Upon receipt
6 of the report providing the results of that independent
7 study, the Secretary shall transmit a copy of the report
8 to the Committees on Veterans' Affairs of the Senate and
9 House of Representatives.

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